CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:		Force		Discourt.	U.S.
Tyler Walls		Squad #4	202000492	Ø	Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		I	Precinct:	18	Mo. SOL	EO SOL
Thursday, 01/16/2020 8:51 PM		Front of § 87(2)(b)			112	7/	/16/2021	3/2/2022
Date/Time CV Reported		CV Reported At:	How CV Reported:		Date/Time	Rece	eived at CCI	RB
Tue, 01/21/2020 9:02 AM		CCRB	Phone		Tue, 01/21	1/2020	9:02 AM	
Complainant/Victim	Type	Home Addr	ess					
Subject Officer(s)	Shield	TaxID	Command					
1. Officers								
2. POF Julissa Garcia	04783	965125	112 PCT					
3. POM Michael Taveras	28263	905154	112 PCT					
4. PO Jason Kleinman	16331	944097	112 PCT					
5. POM Carlos Gomez	25635	962437	112 PCT					
6. POM James Yule	24378	961469	112 PCT					
7. POM Izhar Hussain	23050	962490	112 PCT					
8. POM Thomas Yoo	14241	963815	112 PCT					
Witness Officer(s)	Shield N	o Tax No	Cmd Name					
1. POF Lisa Seebarran	21081	959216	112 PCT					
2. POF Olivia Windisch	14925	961454	112 PCT					
3. POM Walter Ebbitt	11287	965707	112 PCT					
Officer(s)	Allegati	on			Inve	estiga	ator Recon	nmendation
A.POM Michael Taveras		Police Officer Michael T Imber to ^{§ 87(2)(b)}	Caveras refused to pro	ovid	le his			
B.POM Carlos Gomez		Police Officer Carlos Go umber to § 87(2)(b)	omez refused to provi	ide l	his			
C.POM James Yule		Police Officer James Yumber to § 87(2)(b)	le refused to provide	his				
D.POM Izhar Hussain		Police Officer Izhar Hus umber to § 87(2)(b)	sain refused to provid	de h	nis			
E.POM Thomas Yoo	Abuse: F shield nu	Police Officer Thomas Y Sumber to \$87(2)(b)	oo refused to provid	e hi	is			
F.PO Jason Kleinman		Police Officer Jason Kle Imber to § 87(2)(b)	inman refused to pro	vid	e his			
G.POF Julissa Garcia		Police Officer Julissa Ga amber to § 87(2)(b)	rcia refused to provi	de l	ner			
H.POF Julissa Garcia	Abuse: F	Police Officer Julissa Ga	arcia searched § 87(2)(b)					
I.PO Jason Kleinman	Abuse: I name to	Police Officer Jason Kle	inman refused to pro	vid	e his			
J.PO Jason Kleinman	Abuse: F	Police Officer Jason Kle	inman refused to pro	vid	e his			

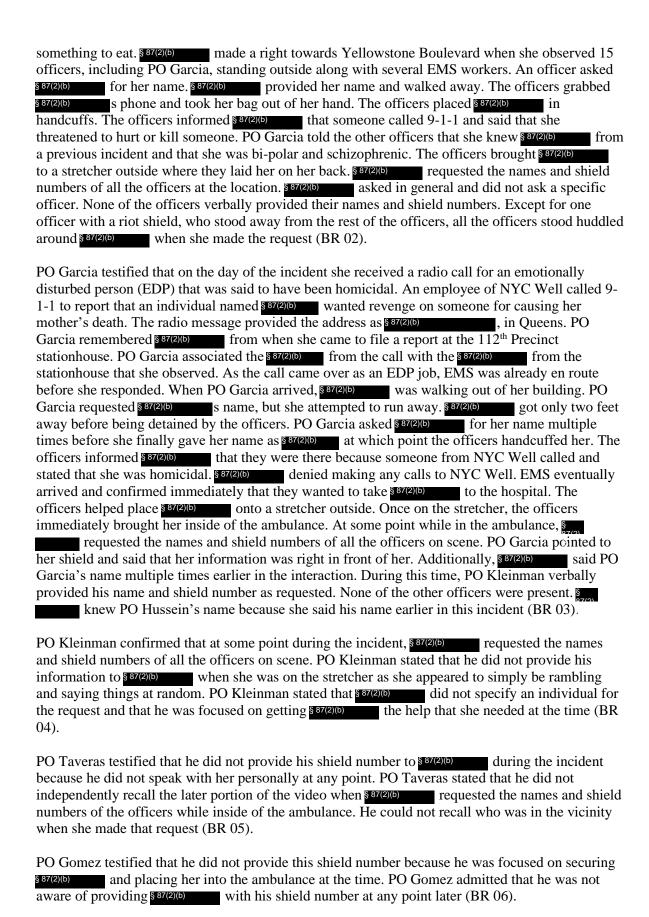
Officer(s)	Allegation	Investigator Recommendation
K.POF Julissa Garcia	Abuse: Police Officer Julissa Garcia refused to provide her name to § 87(2)(b)	
L.POF Julissa Garcia	Abuse: Police Officer Julissa Garcia refused to provide her shield number to § 87(2)(b)	
M. Officers	Abuse: Officers refused to provide their name to §87(2)(b)	
N. Officers	Abuse: Officers refused to provide their shield number to \$87(2)(b)	
O.POF Julissa Garcia	Abuse: Police Officer Julissa Garcia forcibly removed to the hospital.	
§ 87(4-b), § 87(2)(g)		

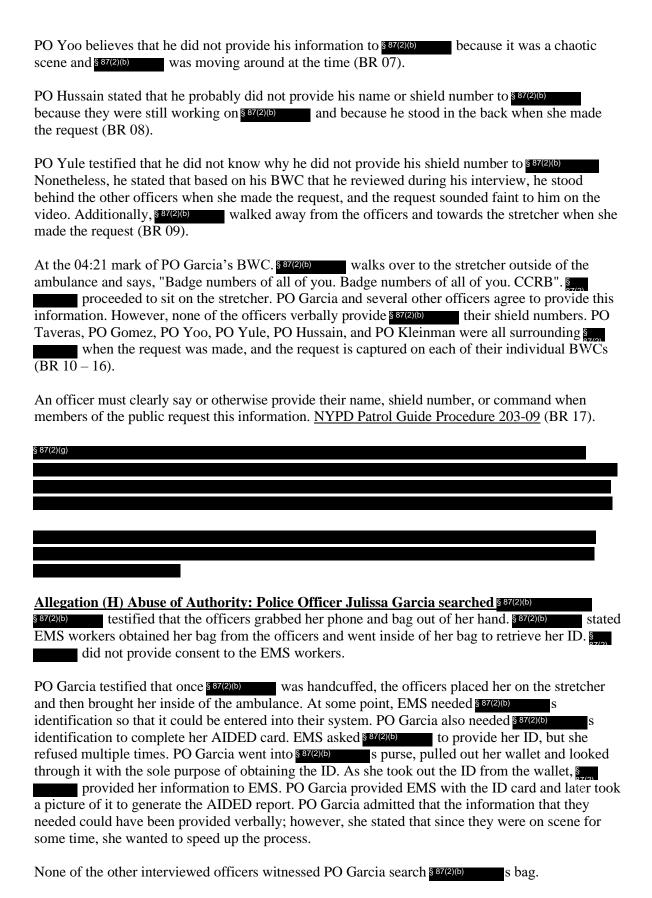
Case Summary

On January 21, 2020, § 87(2)(b) I filed the following complaint with the CCRB over the telephone. On January 17, 2020, at approximately 8:51 p.m., \$87(2)(b) left her apartment at § 87(2)(b) in the Bronx to go to the store. \$87(2)(6) saw PO Julissa Garcia and nine other officers, all from the 112th Precinct, standing outside with several EMTs. The officers approached \$87(2)(b) and told her that they received a 9-1-1 call stating that she was homicidal. §87(2)(b) homicidal and walked away. The officers grabbed \$87(2)(b) s arms, handcuffed her, and sat her down on an ambulance stretcher. § 37(2)(b) asked the officers for their shield numbers. None of the officers provided this information (Allegations A - G: Abuse of Authority, \$87(2)(9) The officers strapped (\$87(2)(6) to a stretcher and placed her into the ambulance. PO Garcia s bag to obtain her identification (Allegation M: Abuse of Authority, Before being driven away, \$87(2)(b) allegedly requested the names and shield numbers of the officers (Allegations G – J: Abuse of Authority, §87(2)(9) K and L: Abuse of). EMS transported § 87(2)(b) to § 87(2)(b) in Oueens for a psychological evaluation (Allegation N: Abuse of Authority, \$87(2)(9) § 87(2)(g), § 87(4-b) The investigation obtained BWC footage. The investigation did not obtain any video surveillance. **Findings and Recommendations** Allegation (A) Abuse of Authority: Police Officer Michael Taveras refused to provide his shield number to § 87(2)(b) Allegation (B) Abuse of Authority: Police Officer Carlos Gomez refused to provide his shield number to § 87(2)(b) Allegation (C) Abuse of Authority: Police Officer James Yule refused to provide his shield number to § 87(2)(b) Allegation (D) Abuse of Authority: Police Officer Izhar Hussain refused to provide his shield number to § 87(2)(b) Allegation (E) Abuse of Authority: Police Officer Thomas Yoo refused to provide his shield number to § 87(2)(b) Allegation (F) Abuse of Authority: Police Officer Jason Kleinman refused to provide his shield number to §87(2)(b) Allegation (G) Abuse of Authority: Police Officer Julissa Garcia refused to provide her shield number to § 87(2)(b) The 9-1-1 call audio for this incident revealed that a NYC Well employee named Williams called 9-1-1 after another employee spoke to \$87(2)(b) over the phone. Williams stated that during this employee's call with § 87(2)(b) she informed him that her landlord killed her mother for money. wanted to take revenge on her landlord and expressed active homicidal ideation. She also mentioned that she was pro-Trump and felt that white people were being victimized. did not want to receive any psychiatric help or medical attention and confirmed that she was not taking her medication. § 87(2)(b) eventually disengaged the call. NYC Well could not after. Williams asked for someone to respond to the location to check the status of § 87(2)(b) (BR 01). testified that on January 16, 2020, she listened to music inside of her apartment at in Oueens, and did not make or receive any phone calls and did not have any

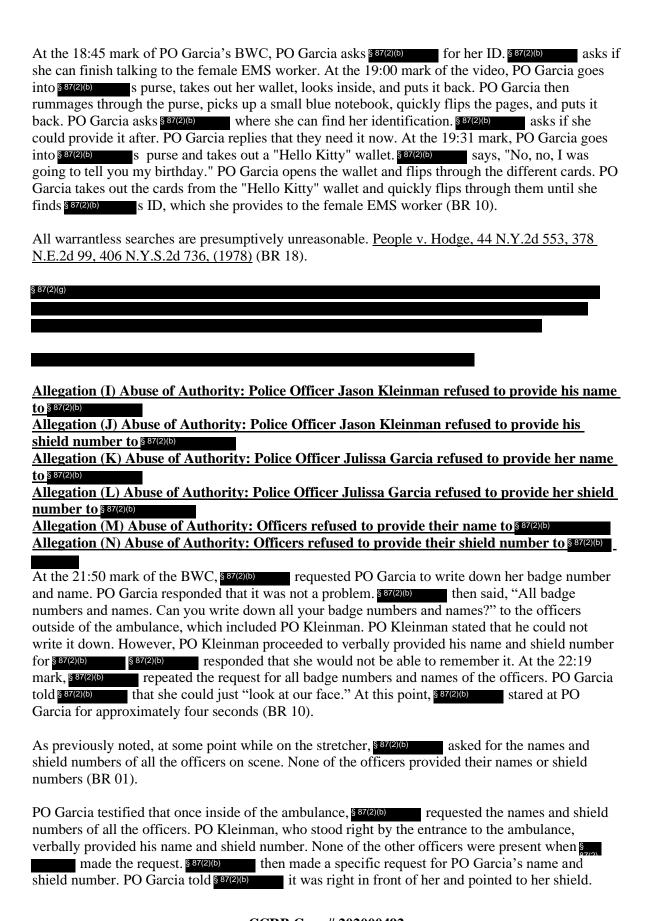
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contact with anyone on that day. At approximately 8:51 p.m., \$87(2)(b) exited her building to get





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Additionally, §87(2)(b) said PO Garcia's name multiple times previously during the interaction.
PO Kleinman stated that he could not recall any other officers present when \$87(2)(b) made the request.
PO Hussain stated that he did not know if he was present when this request for names or shield numbers was made and could not independently recall this portion of the incident.
PO Taveras could not recall this portion of this incident and believes that this was the case because he stood too far away from the other officers. PO Taveras did not know which officers were in the vicinity during this time.
§ 87(2)(g)
Allegation (O) Abuse of Authority: Police Officer Julissa Garcia forcibly removed to the hospital.
As previously noted, 9-1-1 radio call revealed that a NYC Well employee named Williams called 9-1-1 after another employee spoke with \$87(2)(b) over the phone. Williams noted that during her call to NYC Well, \$87(2)(b) stated that she wanted to take revenge on her landlord for killing her mother and expressed homicidal ideation. In the call, \$87(2)(b) stated that she was not taking her medication. Williams asked that someone check in on \$87(2)(b) at the location.
Queens, for a psychiatric evaluation. Sa7(2)(b) stayed at the hospital for a day before being released. Sa7(2)(b) testified that she had no contact with anyone on this day, denied having a history of violence, and denied having ever had suicidal or homicidal thoughts or being diagnosed with schizophrenia or bi-polar disorder.
PO Garcia testified that as soon as EMS arrived, they immediately decided that they wanted to take to the hospital. The EMS workers informed PO Garcia that they were bringing to the hospital because the call mentioned she was homicidal. PO Garcia stated that was well-known throughout the precinct to suffer from bipolar disorder and schizophrenia. PO Garcia did not personally have any prior interactions with \$87(2)(6)
PO Yoo testified that he had approximately two to three previous EDP jobs with \$87(2)(b) was removed to the hospital during one of these

incidences but did could not recall for sure. PO Gomez testified that he responded to at least five incidences involving \$87(2)(b) and during at least one of those instances she was taken to the hospital. PO Yule testified that he interacted with \$87(2)(6) in several prior incidences in which she had mental health issues. PO Yule could not remember if \$87(2)(b) was taken to the hospital during any of those times. At the 11:00 minute mark of PO Garcia's BWC, while \$87(2)(b) is inside of the ambulance, the male EMS worker says that they need to talk to her first before they can decide if she needs to go to the hospital. PO Garcia asks \$87(2)(b) if she made any calls to NYC Well. \$87(2)(b) making any calls. PO Garcia repeated the same question at which point \$87(2)(6) said that she called NYC Well and said that she wanted revenge but did not say that she would harm anyone physically. At the 13:08 mark of the video, the male EMS worker says that § 37(2)(b) needs to go to the hospital and that she "has to get it cleared up by a doctor." An officer is to take into protective custody, and have removed to the hospital in an ambulance, any person that appears to be mentally ill or temporarily deranged and behaving in a manner in which an officer reasonably believes might cause serious injury to others. NYPD Patrol Guide Procedure 221-13 (BR 19).

§ 87(2)(g)	
§ 87(4-b), § 87(2)(g)	
	-

	<u>Civilia</u>	n and Officer CCRB Histories	
• § 87(2)(b)		CCRB complaints and has been	n named as a victim in 14
allegations	(BR 024):		
○ § 87(2)(b)			
		E-service for 28 years and has be ne of which have been substantia	
		of-service for 14 years and has lee of which have been substantia	
		service for five years and has be none of which have been substan	
		rvice for five years and has beer was not substantiated. \$87(2)(9)	n a subject in one CCRB
		f-service for five years and has b was not substantiated. § 87(2)(9)	peen a subject in one CCRB
which he h • PO Garcia	as been a subject.	rvice for four years and this is the service for three years and this is	•
§ 87(2)(b)	Mediat rejected mediation	ion, Civil and Criminal Histor	<u>ries</u>
• [§ 87(2)(b)]	[§§ 86(1)(3)&(4)] [§ 87(2)(c)]		
		C Office of the Comptroller has a this complaint (BR 26).	no record of a Notice of
Squad No.:	4		
Investigator:	Tyler Walls	Inv. Tyler Walls	12/16/2021
mvesugator.	Signature	Print Title & Name	Date

Squad Leader: _	Raquel Velasquez	IM Raquel Velasquez	12/17/2021
•	Signature	Print Title & Name	Date
Reviewer:			
	Signature	Print Title & Name	Date